

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

JOHN EMBRY,	:	Case No. 3:21-cv-233
	:	
Plaintiff,	:	
	:	
vs.	:	District Judge Michael J. Newman
	:	Magistrate Judge Peter B. Silvain, Jr.
	:	
SIMON & SIMON PC, <i>et al.</i> ,	:	
	:	
Defendants.	:	
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**ORDER**

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On November 2, 2023, United States District Judge Michael J. Newman referred the sanctions issue in the above-captioned case to the undersigned for oral argument and a Report and Recommendation pursuant to 28 U.S.C. § 636. (Doc. #42).

Accordingly, the above-captioned case is hereby set for a Show Cause Hearing regarding whether Plaintiff's counsel should be sanctioned under 28 U.S.C. § 1927 on **November 29, 2023** at **10:30 a.m.** in Courtroom 5 at the Walter H. Rice Federal Building and United States Courthouse, 200 West Second Street, Dayton, Ohio 45402.

**IT IS SO ORDERED.**

November 6, 2023

*s/Peter B. Silvain, Jr.*

Peter B. Silvain, Jr.  
United States Magistrate Judge